

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

LARRY PAUL ARNDT, JR., :
Plaintiff, :
v. : CIVIL ACTION
: NO. 20-1981
KYLE RUSELL, et al. :
Defendants. :
ORDER

AND NOW, this 5th day of May, 2020, upon consideration of Larry Paul Arndt, Jr.'s Motion to Proceed *In Forma Pauperis* (ECF No. 1) and *pro se* Complaint (ECF No. 2), it is

ORDERED that:

1. Leave to proceed *in forma pauperis* is **DENIED AT MOOT** pursuant to 28 U.S.C. § 1915.
2. Arndt's Complaint is **DISMISSED WITH PREJUDICE** pursuant to 28 U.S.C. § 1915A for the reasons stated in the Court's Memorandum. The dismissal is without prejudice to Arndt's filing a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 when he has exhausted available state remedies.
3. The Clerk of Court shall **CLOSE** this case.

BY THE COURT:

/s/ John Milton Younge
Judge John Milton Younge